

11/29/01

J1057 U.S. PTO

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12-03-01

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PTO/SB/05 (4/98)

Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

Attorney Docket No.

10807.0098.NPUS00

First Inventor or Application Identifier

Joseph G. Farmerie

Title

FOOD WASTE DISPOSER HAVING MECHANISM AND  
METHOD FOR CREATING A WATER BAFFLE TO REDUCE  
NOISE

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Express Mail Label No.

ET305357225US Filed November 28, 2001

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ \*Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 13]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 9]
4. Oath or Declaration [Total Pages 2]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 C.F.R. 1.63(d))  
(for continuation/divisional with Box 16 completed)
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).

\* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY  
FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF  
ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

**ADDRESS TO:**

Assistant Commissioner for Patents

U.S. Patent and Trademark Office P.O. Box 2327,

Attn: Box Application, Arlington, VA 22202.

5. ☐ Microfiche Computer Program (Appendix)
6. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

US PTO  
09/997678  
11/29/01**Accompanying Application Parts**

7. ☒ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
13. ☐ \*Small Entity Statement filed in prior application, Status still proper and desired (PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
15. ☐ Other

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

- ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. \_\_\_\_/\_\_\_\_  
Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**

- ☐ Customer Number or Bar Code Label or ☒ Correspondence address below  
(Insert Customer No. or Attach bar code label here)

|         |   |           |                |          |                |  |
|---------|---|-----------|----------------|----------|----------------|--|
| NAME    | Thomas V. Miller                                |           |                |          |                |  |
| ADDRESS | Howrey Simon Arnold & White, LLP<br>PO Box 4433 |           |                |          |                |  |
| CITY    | Houston   | STATE     | TX             | ZIP CODE | 77210-4433     |  |
| COUNTRY | U.S.A.  | TELEPHONE | (312) 595-1239 | FAX      | (312) 595-2250 |  |

|                   |                  |                                   |            |
|-------------------|------------------|-----------------------------------|------------|
| Name (Print/Type) | Thomas V. Miller | Registration No. (Attorney/Agent) | 42,002     |
| Signature         |                  | Date                              | 11/29/2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO U.S. Patent and Trademark Office, P.O. Box 2327, Attn: Box Application, Arlington, VA 22202

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**FEE TRANSMITTAL****Complete if Known**

|                                |  |                             |  |                               |                   |
|--------------------------------|--|-----------------------------|--|-------------------------------|-------------------|
| <b>FEE TRANSMITTAL</b>         |  | <b>Application Number</b>   |  | Unknown                       |                   |
|                                |  | <b>Filing Date</b>          |  | November 29, 2001             |                   |
|                                |  | <b>First Named Inventor</b> |  | Joseph G. Farmerie            |                   |
|                                |  | <b>Group Art Unit</b>       |  | Unknown                       |                   |
|                                |  | <b>Examiner Name</b>        |  | Unknown                       |                   |
| <b>TOTAL AMOUNT OF PAYMENT</b> |  | (\$ ) 768                   |  | <b>Attorney Docket Number</b> | 10807.0098.NPUS00 |

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **08-3038/10807.0098.NPUS00**

Deposit Account Name **HOWREY SIMON ARNOLD & WHITE**

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.31(b)

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

**FEE CALCULATION (fees effective 10/01/96)****1. FILING FEE**

| Large Entity        |          | Small Entity |          | Fee Description        | Fee Paid     |
|---------------------|----------|--------------|----------|------------------------|--------------|
| Fee Code            | Fee (\$) | Fee Code     | Fee (\$) |                        |              |
| 101                 | 710      | 201          | 355      | Utility filing fee     | \$710        |
| 106                 | 320      | 206          | 160      | Design filing fee      | \$           |
| 107                 | 490      | 207          | 245      | Plant filing fee       | \$           |
| 108                 | 710      | 208          | 355      | Reissue filing fee     | \$           |
| 114                 | 150      | 214          | 75       | Provisional filing fee | \$           |
| <b>SUBTOTAL (1)</b> |          |              |          |                        | <b>\$710</b> |

**2. CLAIMS**

|                           |          | Extra | Fee from below |   | Fee Paid |
|---------------------------|----------|-------|----------------|---|----------|
| Total Claims              | 21 -20 = | X     | 18             | = | \$18     |
| Independent Claims        | 3- 3 =   | X     | 80             | = | \$0      |
| Multiple Dependent Claims |          | X     |                | = |          |

| Large Entity |          | Small Entity |          | Fee Description   | Fee Paid |
|--------------|----------|--------------|----------|---|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |   |          |
| 103          | 22       | 203          | 11       | Claims in excess of 20                                  |          |
| 102          | 82       | 202          | 41       | Independent claims in excess of 3                       |          |
| 104          | 260      | 204          | 130      | Multiple dependent claim                                |          |
| 109          | 82       | 209          | 41       | Reissue independent claims over original patent         |          |
| 110          | 22       | 210          | 11       | Reissue claims in excess of 20 and over original patent |          |

**SUBTOTAL (2)** **\$18**

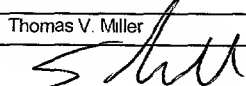
**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Large Fee Code            | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid        |
|---------------------------|-----------------|----------------|-----------------|--|-----------------|
| 105                       | 130             | 205            | 65              | Surcharge - late filing fee or oath  |                 |
| 127                       | 50              | 227            | 25              | Surcharge - late provisional filing or cover sheet.                        |                 |
| 139                       | 130             | 139            | 130             | Non-English specification  |                 |
| 147                       | 2,520           | 147            | 2,520           | For filing a request for reexamination                                     |                 |
| 112                       | 920             | 112            | 920             | Requesting publication of SIR prior to Examiner action                     |                 |
| 113                       | 1,840           | 113            | 1,840           | Requesting publication of SIR after Examiner action                        |                 |
| 115                       | 110             | 215            | 55              | Extension for response within first month                                  |                 |
| 116                       | 400             | 216            | 200             | Extension for response within second month                                 |                 |
| 117                       | 950             | 217            | 475             | Extension for response within third month                                  |                 |
| 118                       | 1,570           | 218            | 755             | Extension for response within fourth month                                 |                 |
| 119                       | 310             | 219            | 155             | Notice of Appeal   |                 |
| 120                       | 310             | 220            | 155             | Filing a brief in support of an appeal                                     |                 |
| 121                       | 270             | 221            | 135             | Request for oral hearing   |                 |
| 138                       | 1,510           | 138            | 1,510           | Petition to institute a public use proceeding                              |                 |
| 140                       | 110             | 240            | 55              | Petition to revive unavoidably abandoned application                       |                 |
| 141                       | 1,320           | 241            | 660             | Petition to revive unintentionally abandoned application                   |                 |
| 142                       | 1,320           | 242            | 660             | Utility issue fee (or reissue)   |                 |
| 143                       | 450             | 243            | 225             | Design issue fee   |                 |
| 144                       | 670             | 244            | 335             | Plant issue fee  |                 |
| 122                       | 130             | 122            | 130             | Petitions to the Commissioner  |                 |
| 123                       | 50              | 123            | 50              | Petitions related to provisional applications                              |                 |
| 126                       | 240             | 126            | 240             | Submission of Information Disclosure Stmt                                  |                 |
| 581                       | 40              | 581            | 40              | Recording each patent assignment per property (times number of properties) | 40              |
| 146                       | 790             | 246            | 395             | Filing a submission after final rejection (37 CFR 1.129(a))                |                 |
| 149                       | 790             | 249            | 395             | For each additional invention to be examined (37 CFR 1.129(b))             |                 |
| Other fee (specify) _____ |                 |                |                 |  |                 |
| Other fee (specify) _____ |                 |                |                 |  |                 |
| <b>SUBTOTAL (3)</b>       |                 |                |                 |  | <b>(\$ ) 40</b> |

\* Reduced by Basic Filing Fee Paid

SUBMITTED BY

Complete (if applicable)

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| Typed or Printed Name | Thomas V. Miller  | Reg. Number           | 42,002     |
| Signature             |  | Date                  | 11/29/2001 |
|                       |   | Deposit Acct. User ID |            |